

VAIKKO P. ALLEN

v.

PAULA J. (ALLEN) NEILSON

Submitted on Briefs January 2, 2003

Decided January 17, 2003

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
CALKINS, and LEVY, JJ.

MEMORANDUM OF DECISION

Vaikko Allen appeals from two post-divorce judgments entered in District Court (Farmington, *Mullen, D.C.J.*). The first judgment denied Allen's motion to modify the amount of spousal support he pays to his ex-wife Paula Neilson, and the second granted Neilson's motion to enforce and ordered Allen to pay a spousal support arrearage. Having failed to appeal the court's 1994 divorce decree and 1998 stipulated order on a prior motion to modify, Allen cannot now challenge those previous decisions. *See Jordan v. Shea*, 2002 ME 36, ¶ 29, 791 A.2d 116, 124. Because Allen has not provided us with a transcript of the July 2002 hearing or a statement of the evidence pursuant to M.R. App. P. 5(d), we must assume that

the court did not abuse its discretion in finding there was no substantial change of circumstances justifying a modification in his spousal support obligation. *See Alley v. Alley*, 2002 ME 162, ¶ 2, 809 A.2d 1262, 1262.

The entry is:

Judgment affirmed.

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